

**Zoning Board of Adjustment**  
**1200 Mountain Ave., Middlesex, NJ 08846**  
**Executive Meeting Minutes**  
**February 6, 2013**  
**11:30 PM**

1. Call to Order

Chairperson Doug Flannelly called the executive session to order.

2. Roll Call

Upon the call of the roll the following members were present Andy Galida, Sam Leon, Ken DeVuyst, Joseph Mc Nulty, George Manicone, Phil Lopa, Walter Gannone, Anthony Vietri and Doug Flannelly.

Also present was Board Attorney Joan Dowling and Barrie Krause, Zoning Officer/Administrator to Boards.

3. Litigation- Haumacher Appeal

Ms. Dowling stated the Haumachers had filed an appeal to the Superior Court regarding the Zoning Board decision to uphold the Zoning Officer's decision. Member Leon made a motion to retain Ms. Dowling as Attorney to handle the litigation of this case, seconded by Member Manicone. Vote: Member Galida- yes, Member Leon –yes, Member DeVuyst- yes, Member McNulty- yes, Member Manicone- yes, Member Lopa- yes, Member Gannone – yes, Member Vietri- yes, Chairperson Flannelly –yes. Motion Approved.

4. Memo to Board from Phil Lopa

The memo to the Board was discussed with the Zoning Officer, Administrator to the Boards also being present. Member Lopa retracted one sentence of his memo. They determined the board procedures will remain the same.

The Board ended the Executive Session and returned to public session.

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Secretary

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Clerk